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| FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE | | ATTORNEY'S DOCKET NUMBER 290889US6PCT |
| TRANSMITTAL LETTER TO THE UNITED STATES | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/578567 |
| DESIGNATED/ELECTED OFFICE (DO/EO/US) | | |
| CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | PRIORITY DATE CLAIMED November 5, 2003 (Earliest) |
| INTERNATIONAL APPLICATION NO. PCT/EP04/12385 | INTERNATIONAL FILING DATE November 2, 2004 | |
| TITLE OF INVENTION PLATE USED TO STABILISE DISTAL RADIUS FRACTURES | | |
| APPLICANT(S) FOR DO/EO/US Olaf MEYER, et al. | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). <ol style="list-style-type: none"> a. <input type="checkbox"/> If the declaration is in a language other than the English language, it is accompanied by an English translation. The translation is accurate (37 CFR 1.69) 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409). 12. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210). <p>Items 13 to 23 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 13. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> PTO-1449 b. <input checked="" type="checkbox"/> Cited References 4 c. <input type="checkbox"/> Statement of Relevancy d. <input type="checkbox"/> List of Related Cases. 14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 15. <input type="checkbox"/> A FIRST preliminary amendment. 16. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 17. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 18. <input type="checkbox"/> A substitute specification. 19. <input type="checkbox"/> A power of attorney and/or change of address letter. 20. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 21. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 22. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 23. <input checked="" type="checkbox"/> Other items or information: Notice of Priority, Drawings (3 Sheets), Request for Small Entity Status | | |

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| The following fees are submitted: | | | | CALCULATIONS PTO USE ONLY | |
| 24. <input checked="" type="checkbox"/> Basic national fee..... \$300 | | | | \$300.00 | |
| 25. <input checked="" type="checkbox"/> Examination fee If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations..... \$200 | | | | \$200.00 | |
| 26. <input checked="" type="checkbox"/> Search fee If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations..... \$500 | | | | \$400.00 | |
| TOTAL OF 24, 25 AND 26 = | | | | \$900.00 | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole) | RATE | | |
| - 100 = | 0 / 50 = | 0 | x \$250.00 | \$0.00 | |
| <input checked="" type="checkbox"/> Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). | | | | \$130.00 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
| Total claims | 13 - 20 = | 0 | x \$50.00 | \$0.00 | |
| Independent claims | 1 - 3 = | 0 | x \$200.00 | \$0.00 | |
| MULTIPLE DEPENDENT CLAIMS (if applicable) <input checked="" type="checkbox"/> + \$360.00 | | | | \$360.00 | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$1,390.00 | |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. | | | | (\$695.00) | |
| SUBTOTAL = | | | | \$695.00 | |
| <input type="checkbox"/> Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). + | | | | \$0.00 | |
| TOTAL NATIONAL FEE = | | | | \$695.00 | |
| <input type="checkbox"/> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | | \$0.00 | |
| <input type="checkbox"/> Petition fee of \$1,500.00 for Petition to Revive (37 CFR 1.137 (b)). + | | | | \$0.00 | |
| TOTAL FEES ENCLOSED = | | | | \$695.00 | |
| | | | | Amount to be refunded: | \$ |
| | | | | Amount to be charged: | \$ |
| <p>a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. <u>15-0030</u> in the amount of \$_____ to cover the above fees.</p> <p>c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>15-0030</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> | | | | | |
| <p>CUSTOMER NUMBER 22850</p> <p>Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 1/06)</p> | | | <p style="text-align: right;"><i>Gregory J. Maier</i></p> <p>SIGNATURE Gregory J. Maier NAME 25,599 REGISTRATION NUMBER</p> <p style="text-align: right;">Surinder Sachar Registration No. 34,423</p> | | |

10/578567

DOCKET NO.: 290889US6PCT

1AP20R365PCT/10 05 MAY 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Olaf MEYER, et al.

SERIAL NO.: NEW U.S. PCT APPLICATION (based on PCT/EP04/12385)

FILED: HERewith

FOR: PLATE USED TO STABILISE DISTAL RADIUS FRACTURES

REQUEST FOR SMALL ENTITY STATUS

This application qualifies for small entity status.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Date: May 5 2006

Gregory J. Maier
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Customer Number

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